THE HON'BLE SRI JUSTICE J.CHELAMESWAR
and
THE HON'BLE SRI JUSTICE D. APPA RAO

W.P.M.P.No.29363 of 2006
&
W.P. No.22932 of 2006

Dated: 08.11.2006

Between:-

M/s.Khusbu Enterprises,
Amarpar, Tametar Road,
Surendera Nagar District,
Thangadh, Gujarat State.

..Petitioner

And

The Collector and Chairman,
D.W.S.C., Vizianagaram and 3 others.

..Respondents

ORDER (Per JC,J) :

The writ petitioner filed W.P.M.P.No.29363 of 2006 with a prayer as follows:

> "To permit the petitioner to withdraw the writ petition with liberty to file appeal against the order Rc.No.43/2004 CTI-1, dated 30-11-2004 of the Assistant Commissioner (CT) (Intelligence), Vizianagaram."

2. Heard the learned counsel for the petitioner and the learned Government Pleader for Commercial Taxes appearing for the respondents.

3. The learned Government Pleader for Commercial Taxes did not oppose.

4. Accordingly, W.P.M.P.No.29363 of 2006 is allowed. Consequently, the Writ Petition is dismissed with liberty to file appeal against the order Rc.No.43/2004 CTI-1, dated 30-11-2004 of the Assistant Commissioner (CT) (Intelligence), Vizianagaram. No costs.

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J.CHELAMESWAR,J

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November 08, 2006 **D.APPA RAO,J**

KVR